



INTERIOR BOARD OF INDIAN APPEALS

Pueblo of Pojoaque v. Deputy Assistant Secretary - Indian Affairs (Operations)

14 IBIA 110 (05/16/1986)



United States Department of the Interior

OFFICE OF HEARINGS AND APPEALS
INTERIOR BOARD OF INDIAN APPEALS
4015 WILSON BOULEVARD
ARLINGTON, VA 22203

PUEBLO OF POJOAQUE
Appellant

v.

DEPUTY ASSISTANT SECRETARY--
INDIAN AFFAIRS (OPERATIONS),
Appellant

: Order Dismissing Appeal
:
:
:
: Docket No. IBIA 85-29-A
:
:
: May 16, 1986

On March 25, 1986, the Board of Indian Appeals (Board) received a notice of appeal from the Pueblo of Pojoaque (appellant). Appellant sought review of a January 17, 1986 decision issued by the Deputy Assistant Secretary--Indian Affairs (Operations) reversing the cancellation of Lease No. NPA-77-PO-50, between appellant and Berridge Distributing Company. Simultaneously with the filing of its notice of appeal, appellant requested a stay of proceedings before the Board pending the outcome of settlement negotiations.

By order dated March 28, 1985, the Board acknowledged receipt of the appeal and granted a stay.

On April 14, 1986, the Board received notice from appellant that it wished to withdraw its appeal. The Board contacted appellant and requested a copy of an attachment to its letter that had been inadvertently omitted. (The attachment was received on May 8, 1986.)

On May 12, 1986, the Board received from the appellant a motion to withdraw its appeal wherein appellant specifically requested the appeal be dismissed.

Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 CFR 4.1, this appeal is dismissed.

//original signed
Jerry Muskrat
Administrative Judge

//original signed
Bernard V. Parrette
Alternate Member